



Terry Tamminen
Agency Secretary

Air Resources Board

Alan C. Lloyd, Ph.D.
Chairman
1001 I Street • P.O. Box 2815
Sacramento, California 95812 • www.arb.ca.gov



Arnold Schwarzenegger
Governor

August 4, 2004

REVISED

Public Workshop Regarding Proposed Delay of the Enhanced Vapor Recovery (EVR) Onboard Refueling Vapor Recovery (ORVR) Compatibility Requirement

Dear Sir or Madam:

The California Air Resources Board (ARB) staff is holding a workshop to solicit public comments on modifications to the EVR implementation schedule for Phase II vapor recovery systems at gasoline dispensing facilities (service stations). Specifically, staff is seeking input on the possible need to extend the compliance deadline of April 1, 2005 for the ORVR compatibility requirement. The time and place for the workshop are as follows:

DATE: Thursday, August 19, 2004
TIME: 10:00 a.m. to 12:00 p.m.
PLACE: California Air Resources Board
Monitoring and Laboratory Division
1927 13th Street, 1st Floor Conference Room
Sacramento, CA 95814

Arrangements will be made to provide an audio and video webcast for this workshop. You may access the webcast at http://www.arb.ca.gov/app/calendar/cal_wbcst.php or through our vapor recovery web page at www.arb.ca.gov/vapor/vapor.htm.

The workshop will discuss possible revisions to Table 2-1 of CP-201, Certification Procedure for Vapor Recovery Systems at Gasoline Dispensing Facilities. This table specifies the effective and operative dates for vapor recovery performance standards and specifications. These amendments are scheduled to be considered at the November 18, 2004, meeting of the ARB. The board hearing notice and staff report will be available on October 1, 2004, which is the start of the 45-day comment period.

The proposal to extend the ORVR compatibility deadline was prompted by stakeholder comments during the unihose dispenser rulemaking heard by the Board on July 22, 2004. Gasoline marketers have requested an additional year to provide station owners the option to install a full EVR Phase II system and avoid having to upgrade vapor recovery equipment twice; once for ORVR and a second time to meet full EVR requirements. The California Air Pollution Control Officers Association (CAPCOA) supports a delay in the ORVR deadline and has suggested the enclosed increments of progress to ensure all stations are compliant by the new deadline. ARB staff desires input from all stakeholders

The energy challenge facing California is real. Every Californian needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our Website: <http://www.arb.ca.gov>.

California Environmental Protection Agency

on the pros and cons of an ORVR compatibility deadline extension. In particular, staff requests the following information:

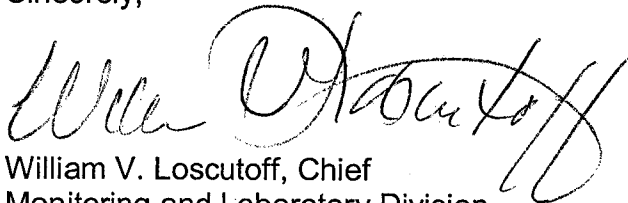
1. The number of stations that have been upgraded to be ORVR compatible.
2. The number of stations in the process of upgrading to ORVR compatibility.
3. The number of stations that have not yet taken steps to comply with the current April 1, 2005, ORVR deadline.
4. Time constraints to obtaining district permits and other permits.
5. Time constraints and availability of contractors.
6. Feasibility of the increment of progress proposed by CAPCOA.
7. Effect of delay on vapor recovery equipment manufacturers.
8. Environmental and economic impact (e.g., increased emissions) associated with delay.

The above information will be used to develop a staff recommendation. The staff report will provide the reason for staff's recommendation, together with a summary of stakeholders' inputs.

Meeting locations are accessible to persons with disabilities. If you have a disability-related accommodation need, please go to <http://www.arb.ca.gov/html/ada/ada.htm> for assistance or contact the ADA Coordinator at (916) 323-4916. If you are a person who needs assistance in a language other than English, please go to <http://inside.arb.ca.gov/as/eeo/languageaccess.htm> or contact the Bilingual Coordinator at (916) 324-5049.

If you cannot attend and would like to provide comments, or if you have questions regarding this workshop, please contact Cindy Castronovo at (916) 322-8957, or via e-mail at ccastron@arb.ca.gov.

Sincerely,



William V. Loscutt, Chief
Monitoring and Laboratory Division

Enclosure

cc: Steve Arita
Western States Petroleum Association

Jay McKeenan
California Independent Oil Marketers Association

Richard Smith
San Diego County Air Pollution Control District

**ORVR Compliance Schedule as suggested in July 20, 2004, letter
Signed by Larry Greene, CAPCOA President**

**Proposed Schedule for Modifying Assist Phase II Systems to be Compatible with
Vehicles Equipped with On-board Refueling Vapor Recovery (ORVR)**

1. By February 1, 2005, each gasoline dispensing facility (GDF) owner subject to the ORVR retrofit requirements must submit a complete application showing how compliance with the ORVR requirements will be met and permit fees to the district for each affected GDF.
 - (a) A GDF owner of 10 or less affected GDFs within a district shall provide as part of each application a compliance plan showing that construction at the GDF will be completed and the GDF will have successfully passed all applicable performance tests by March 1, 2006. A construction schedule shall be submitted for each affected GDF.
 - (b) A GDF owner of more than 10 affected GDFs within a district shall provide as part of the application a compliance plan showing the following:
 - (i) Construction will be completed and the GDF will have successfully passed all applicable performance tests for 40% or more of the GDFs and the district notified in writing by no later than 120 days after the construction authorization is issued or August 1, 2005, whichever is later.

Construction will be completed and the GDF will have successfully passed all applicable performance tests for an additional 30% or more of the GDFs and the district notified in writing by no later than 120 days after the construction authorization is issued or December 1, 2005, whichever is later.

Construction will be completed and the GDF will have successfully passed all applicable performance tests for the remaining 30% of the GDFs and the district notified in writing by no later than 120 days after the construction authorization is issued or April 1, 2006, whichever is later.
- A compliance plan shall be submitted for each affected GDF.
2. Not more than 30 days after the district issues the construction authorization, the GDF owner shall sign a contract with the contractor who will install the ORVR compatible system in accordance with the compliance plan.
3. The GDF shall comply with the compliance plan submitted to the district.